



#9
gnd

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

On

Sept. 16, 2002

TOWNSEND and TOWNSEND and CREW LLP

By:

[Signature]

PATENT
Docket No. 014058-005631

RECEIVED

SEP 26 2002

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

KINDSVOGEL et al.

Application No.: 10/081,281

Filed: February 20, 2002

For: IMMUNE MEDIATORS AND
RELATED METHODS

Examiner: A. DeCloux

Art Unit: 1644

RESPONSE TO RESTRICTION
REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the restriction requirement mailed July 15, 2002, Applicants elect to prosecute Group II, claims 39-49 drawn to an expression cassette encoding a soluble fused MHC class II heterodimer. Also submitted herewith is a petition to extend the time for response for one month, from August 15, 2002 to September 15, 2002.

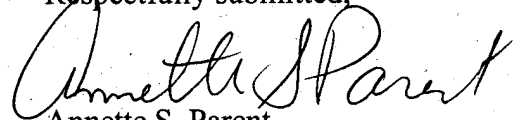
The foregoing election is made with traverse, as the two groups set forth by the Examiner all stem from a common concept and theory, and are thus related. As such, prosecution of the claims of Groups I-II would not place a substantially greater burden on the Examiner. Applicants therefore respectfully request that the Examiner withdraw the Restriction Requirement and consider all the claims together.

Kindsvogel *et al.*
USSN 10/081,281
Page 2

PATENT

If the Examiner has any questions regarding Applicants' election, or if the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (415)576-0200.

Respectfully submitted,


Annette S. Parent
Reg. No. 42,058

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: (415) 576-0300
ASP:dk
SF 1369773 v1